

June 1, 2001

Mr. Garry L. Randolph
Vice President and Chief Nuclear Officer
Union Electric Company
Post Office Box 620
Fulton, MO 65251

SUBJECT: CALLAWAY PLANT, UNIT 1 - POTENTIAL NOTICE OF ENFORCEMENT
DISCRETION DISCUSSIONS (TAC NO. MB1956)

Dear Mr. Randolph:

On Thursday, May 17, 2001, discussions were held with your staff in two conference calls on the possibility that a notice of enforcement discretion (NOED) would be requested on that day for Limiting Condition for Operation (LCO) 3.5.5, "Seal Injection Flow." In the first conference call, your staff explained that the requirement in LCO 3.5.5 and Surveillance Requirement (SR) 3.5.5.1 for the charging pump flow control valve to be fully open was an unnecessary requirement that complicated the verification that the reactor coolant pump (RCP) seal water injection system was operable and capable of performing its safety functions. It was believed by your staff in the call that SR 3.5.5.1 could not be performed and that the technical specifications (TSs) would require Callaway, which was in Mode 3 in the restart from the refueling outage, to begin shutting down to Mode 4 by five o'clock on the afternoon of May 17, 2001. This would delay the plant restart from the outage. To avoid this delay, your staff was considering requesting a NOED on SR 3.5.5.1. It was agreed between your staff and the NRC staff that the requirement to have the flow control valve fully open was unnecessary, based on the plant-specific design.

In the second call, your staff reiterated their belief that SR 3.5.5.1 had not been performed, and that by Amendment No. 133 on the conversion to the Improved TSs issued May 28, 1999, this SR did not have to be conducted at this time. Amendment No. 133 stated that this SR, being a new surveillance imposed by the conversion, did not have to be performed until the end of the surveillance interval that began on the date of the implementation of the amendment. With the implementation completed on April 1, 2000, and the surveillance interval being 18 months, the SR would not have to be conducted until the end of September 2001, subject to the 25 percent interval extension allowed by SR 3.0.2. Your staff stated that because there was not a requirement to conduct SR 3.5.5.1 at this time there was no need to request a NOED, and there was sufficient time to submit an application to amend the TSs to remove the flow control valve requirement before the surveillance had to be conducted.

In having the discussions with your staff on SR 3.5.5.1, TAC No. MB1956 was taken out for the time the staff spent on reviewing this issue. This letter completes our work and the TAC will be

G. L. Randolph

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June 1, 2001

closed. The two figures faxed by your staff for the first conference call to show the detailed piping and valves in the RCP seal water injection system will not be kept for any reviews being conducted on Callaway.

Sincerely,

/RA/

Jack Donohew, Senior Project Manager, Section 2
Project Directorate IV & Decommissioning
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-483

cc: See next page

closed. The two figures faxed by your staff for the first conference call to show the detailed piping and valves in the RCP seal water injection system will not be kept for any reviews being conducted on Callaway.

Sincerely,

/RA/

Jack Donohew, Senior Project Manager, Section 2
Project Directorate IV & Decommissioning
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-483

cc: See next page

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Confirmed this with WJohnson

JND 6/1/01

Callaway Plant, Unit 1

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